

BOWLER DIXON & TWITCHELL LLP
3137 E. Warm Springs Rd., Suite 100
Las Vegas, Nevada 89120

IN THE UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA

GC AIR, LLC, a Delaware limited liability
company,

Plaintiff,

v.

RANCHARRAH MANAGEMENT LLC, a
Delaware limited liability company; THE
HARRAH FAMILY TRUST, JOHN A. HARRAH
AS TRUSTEE OF THE HARRAH FAMILY
TRUST; and JOHN A. HARRAH, individually,

Defendants.

Case No.: 3:11-cv-00647-RCJ-WGC

**AMENDED ORDER TO SHOW CAUSE
WHY ORDER FOR CLAIM AND
DELIVERY BY WRIT OF
POSSESSION SHOULD NOT BE
ISSUED**

**AND
TEMPORARY RESTRAINING ORDER**

**AMENDED ORDER TO SHOW CAUSE WHY ORDER FOR CLAIM AND DELIVERY
BY WRIT OF POSSESSION SHOULD NOT BE ISSUED**

WHEREAS, on the 7th day of September 2011, Plaintiff's Verified Complaint (the
"Complaint") was filed in this Court;

WHEREAS, the Court reviewed the Complaint and the exhibits attached thereto, the
Application for Order to Show Cause ("Application") and the supporting Declaration of John J.
McMonagle in support thereof, and good cause appearing for a hearing on whether an Order for
Claim and Delivery by Writ of Possession, Preliminary Injunction and Temporary Restraining

1 Order should issue, the Court set and held an initial hearing on Plaintiff's Application on
2 September 15, 2011, with Andrew F. Dixon of BOWLER DIXON & TWITCHELL LLP appearing for
3 Plaintiff and Darren J. Lemieux of LEWIS AND ROCA specially appearing for Defendants prior
4 to having been formally retained in this matter; and

5
6 WHEREAS, good cause has been found to continue the hearing on Plaintiff's Application
7 as it relates to Plaintiff's Request for an Order for Claim and Delivery by Writ of Possession and,
8 in the interim, temporarily restrain certain acts of Defendants as more fully described herein;

9 NOW, THEREFORE, RANCHARRAH MANAGEMENT, LLC IS HEREBY
10 ORDERED to appear before the above-entitled Court on the 27th day of September 2011, at the
11 hour of 10:00 o'clock, a.m. of said day to show cause, if it has any, why an Order for Claim and
12 Delivery by Writ of Possession, and continued Temporary Restraining Order and/or Preliminary
13 Injunction should not be issued forthwith and why it should not be required to assemble, if so
14 required, and deliver the Israel Aircraft Industries Model 1125 Westwind Astra Aircraft
15 consisting of (1) Airframe bearing FAA Registration Mark N221PA and Manufacturer's Serial
16 No. 16, and (2) Garrett TFE731-3A-200G engines bearing Manufacturer's Serial Nos. P96128
17 and P96147 respectively (the "Aircraft").
18

19 IT IS FURTHER ORDERED that Rancharra Management, LLC may file affidavits on
20 its behalf with this Court and may appear and present testimony on its behalf at the hearing, or it
21 may, at or prior to the hearing, file with this Court a written undertaking to stay delivery of the
22 property pursuant to N.R.S. § 31.890.
23

24 IT IS FURTHER ORDERED that if Rancharra Management, LLC does not appear at
25 this Court at the time specified above, this Court will issue the Writ of Possession, Preliminary
26 Injunction and Temporary Restraining Order prayed for in Plaintiff's Complaint.
27
28

1 IT IS FURTHER ORDERED that service of a copy of this Order, together with the papers
2 upon which it was granted, by personal service or overnight mail upon the parties listed above or
3 their counsel on or before the 19th day of September, 2011 is deemed good and
4 sufficient service.

5
6 IT IS FURTHER ORDERED that Rancharrah Management, LLC's answering papers, if
7 any, shall be served by hand delivery or overnight mail upon counsel for plaintiff, BOWLER
8 DIXON & TWITCHELL LLP, 3137 East Warm Springs Road, Las Vegas, Nevada 89120, Attention:
9 Andrew F. Dixon, Esq., Tel: (702)-436-4333, on or before the
10 22nd day of September, 2011 at 5:00 P.M.

11 IT IS FURTHER ORDERED that reply papers, if any, are to be served by overnight mail
12 upon you at the address specified in you answering papers to be received
13 on or before September 23, 2011

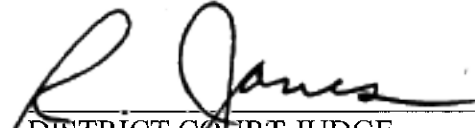
14
15 IT IS FURTHER ORDERED that Rancharrah Management, LLC, its officers, agents,
16 servants, employees, attorneys, and any other persons who are in active concert or participation
17 with them or who have actual knowledge of this Order are hereby ordered to disclose the precise
18 location of the Aircraft within one (1) day of entry of this Order and are further temporarily
19 enjoined from using or moving the Aircraft or otherwise restricting or prohibiting Plaintiff's
20 access to the Aircraft in any manner. Pursuant to FED. R. CIV. P. 65(d), this temporary restraining
21 order is issued to preserve the status quo pending the hearing on Plaintiff's Application, to
22 prevent Plaintiff's Aircraft from any further movement, accident, or destruction, and to grant
23 Plaintiff access to the Aircraft as Plaintiff may see fit for the purpose of inspecting and otherwise
24 preserving the Aircraft.

25
26 IT IS FURTHER ORDERED that this Temporary Restraining Order shall remain in effect
27 through September 27, 2011, unless otherwise continued or dissolved by further order the Court.
28

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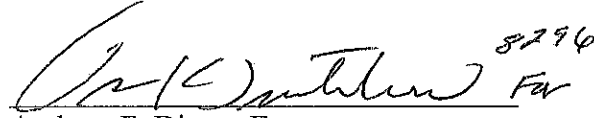
1 IT IS FURTHER ORDERED that, pursuant to FED. R. CIV. P. 65(c), Plaintiff shall post a
2 bond in the amount of \$ -0-.

3 IT IS SO ORDERED:

4 
5 DISTRICT COURT JUDGE
6 DATED: 09-19-2011
7

8
9 Respectfully submitted:

10 BOWLER DIXON & TWITCHELL LLP

11  8296
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